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Practitioner's Docket No. MAKO-9 CONT II

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Frederick M. Mako, Richard Silberglitt
Application No.: 10/045,273 Group No.: 1724
Filed: January 18, 2002 Examiner: Robert Spitzer
For: METHOD AND APPARATUS FOR REGENERATION OF PARTICULATE FILTER USING
MICROWAVE ENERGY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 1.191)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed August 28, 2003, finally rejecting claims 1-15.

1. STATUS OF APPLICANT

This application is on behalf of a small entity. A statement was already filed on October 26, 1995.

03/04/2004 EAREGAY1 00000102 10045273

02 FC:2253

475.00 DP

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is *mandatory*;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

X deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

X with sufficient postage as first class mail.

37 C.F.R. § 1.10*

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Date:

3/1/04

Signature

Tracey L. Milka

Tracey L. Milka

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

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Notice of Appeal from the Primary Examiner to Board—page 1 of 2

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2. **FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. § 1.17(b), the fee for filing the Appeal Brief is:

Small entity \$165.00

Notice of Appeal fee due \$165.00

3. **EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months:

Fee \$475.00

If an additional extension of time is required, please consider this a petition therefor.

4. **TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$165.00

Extension fee \$475.00

TOTAL FEE DUE \$640.00

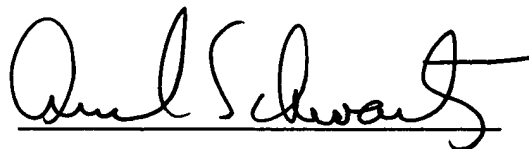
5. **FEE PAYMENT**

Attached is a check in the amount of \$640.00.

A duplicate of this transmittal is attached.

6. **FEE DEFICIENCY**

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 19-0737.



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